JUN 272012

#### FCC Mail Room

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June 26, 2012

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Office of the Secretary
Federal Communications Commission
Attention: Disability Rights Office
Room 3-B431
9300 East Hampton Drive
Capitol Heights, Maryland 20743

Re: JBTV/Updated Supplemental Petition: CGB-CC-0024

Dear Ms. Brown:

We represent Gerald Bryant TV, Inc., and its sole shareholder, Gerald Bryant ("Petitioner"), who is the producer of the show "JBTV" (DVDs containing sample shows are enclosed). On December 30, 2005, the Petitioner submitted materials on behalf of JBTV, seeking an exemption from the closed-captioning requirements pursuant to 47 C.F.R. § 79.1. The Petition was then supplemented on March 7, 2006. In response to your letter of April 5, 2012, this letter and the enclosures represent JBTV's Updated Supplemental Petition on behalf of JBTV.

# I. Background Information on JBTV

Gerald Bryant TV, Inc. is currently in dire financial condition and its continued operations are in jeopardy. (*See* tax returns submitted herewith). It is behind on its rent and in default on a bank loan with a balance in excess of \$300,000. Requiring JBTV to take on the additional expense of closed captioning will very likely force the show to cease production.

Started in 1986 by the Petitioner as a hobby, JBTV is a locally produced, sixty-minute television show that features local musicians and their amateur music videos, as well as music videos from more well-known artists. The Petitioner generally produces a new show each

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week, forty to fifty-two times per year. The show is broadcast on local Chicago station WJYS Channel 62, and more recently a different version of the show (adapted to a more national audience) is broadcast on Chicago's WMAQ "NBC Non-Stop" 5.2 digital subchannel, and on similar subchannels in eight other markets in the United States. (See enclosures). JBTV receives no payment of any kind from any of these channels, including to cover its expenses. JBTV is produced shortly before it is aired by a small, all-volunteer staff, generally local students from DePaul University, Columbia College and Tribeca Flashpoint Academy.

JBTV is uniquely situated in the Chicago market because it is the only locally produced music video show that is broadcast in the area. It provides a rare platform for new, alternative rock artists to showcase their talents. One of the special features of JBTV is its free-flowing and unscripted format. Local bands are given the freedom to dictate the content of the shows on which they appear. The program has won numerous awards, including "Best Modern Rock Program" (1993, 1995); a Regional Emmy for Outstanding Achievement in Entertainment Programing (1995); Nationwide Insurance – "On Your Side Awareness Award" (1996); a "Drunk Driving Awareness Award" (1995, 2001); a Regional Emmy for Outstanding Achievement in Off-Camera Scenic Design, Set Design, Art Direction, Graphics and Animation (2009-10); and the Chicago Music Award for Best Music Video Show (2005 and 2011). JBTV has also received significant coverage in several local newspapers. JBTV also has a history of public service broadcasting. (See enclosures).

JBTV has been instrumental in discovering new local musical artists, such as the Smashing Pumpkins, Disturbed, Chevelle, and Fall-Out Boy. JBTV currently has over 5,000 music videos and interviews with various artists in its archives. JBTV receives numerous new videos per week and has little, if any, control over the content of those videos, including whether they are closed-captioned or not.

#### JBTV Financial information

Since its inception, the Petitioner has produced JBTV using only his own personal funds. It costs approximately \$120 per show to produce JBTV, excluding overhead such as rent and utilities. The show has only a few in-kind corporate sponsors that provide goods (such as bottled water and potato chips) in exchange for promotion during the show. The WJYS show is substantially commercial free and JBTV receives no advertising revenue from the show. The WMAQ subchannel show has commercial sponsors, but JBTV receives no revenue from those sponsors. In the last 30 days JBTV retained a commission salesperson to attempt to sell promotional sponsorships during the WMAQ show. To date, only enough revenue to cover a late payment of rent has been generated, and the deals that may be realized would barely be enough to keep the show on the air.

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JBTV airs on stations that are not rated. Thus, there is no data regarding the size of the viewing audience, which is critical to attract advertisers. Neither the Petitioner nor the small staff that produces the show receives any compensation for their work.

As shown in the attached 2010 and 2011 Income Tax Returns, Petitioner incurs significant losses producing JBTV, and Petitioner has insufficient personal income to further contribute to JBTV. The vast majority of JBTV's revenue has been from projects unrelated to production of the shows, such as from producing television commercials. In the current economic climate, JBTV is struggling even to pay rent and overhead. Thus, expending funds for closed-captioning will further contribute to those losses and may ultimately lead to the demise of this quality, long-term programming.

#### **Efforts to Provide Closed-Captioning**

For years, JBTV has specifically requested closed-captioned videos from the artists and companies that send in their submissions for broadcasting. While most of the major record labels can afford to close-caption their videos, local artists have limited, if any, funds with which to do so. Therefore, the submissions from these artists are rarely, if ever, closed-captioned. However, based on the submissions that JBTV has received from several large record companies over the years, approximately fifty percent (50%) of the music videos currently aired on JBTV are closed-captioned.

Petitioner has contacted WMAQ/NBC concerning providing closed captioning. They declined to underwrite the cost, and contend they are not required to provide closed captioning on the digital subchannels where JBTV airs. (*See* enclosures). WJYS also declined to provide this service to JBTV or underwrite the expense.

Petitioner has contacted several companies seeking information and cost estimates to close-caption the show. Petitioner was informed that he could either contract out the closed-captioning work, or purchase the necessary equipment himself. Both options are cost prohibitive. The first option would cost an additional \$500 per show, or a total of \$26,000 for fifty-two (52) shows. Moreover, sending the tapes out for closed-captioning will add one week to the process of producing and airing JBTV, thereby negating the timeliness of each show, which includes up-to-date, local music information.

For the second option, the total cost would be over \$6,000 to purchase even a basic system, required computer, and closed-captioning software. (See enclosed cost quote). Additionally, labor costs would be between \$50 to \$100 per hour/per show to close-caption the program. Thus, this second option would increase the costs of the show's production drastically.

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Finally, given the nature of the show, the effectiveness of closed-captioning is limited. With fast-paced music programming and videos, the closed-captioning is typically behind and out of sync with the pictures.

In further support of this petition, Petitioner submits the enclosed Affidavit of Gerald Bryant and exhibits.

# II. <u>Applicable Exemptions</u>

As you know, Congress intended to permit the FCC to balance the need for closed-caption programming against the possibility of inhibiting the production and distribution of programming – thereby restricting the diversity of programming available to the public. See FCC 1997 Report and Order, 97-279, ¶ 183. Thus, Section 713 of the Communications Act (implemented by Section 47 C.F.R. 79.1, et seq.) sets forth several exemptions to the closed-captioning requirements. As discussed below, two of those exemptions apply here.

#### 1. Undue Burden Exemption

Section 47 C.F.R. § 79.1(f) allows the FCC to exempt a specific video program or video programming provider upon a finding that the closed-captioning requirements will result in an undue burden, which is defined as a significant difficulty or expense. The factors used by the FCC to determine whether the requirements for closed-captioning impose an undue burden include: (1) the nature and cost of the closed-captions for the programming; (2) the impact on the operation of the provider or program owner; (3) the financial resources of the provider or program owner; and (4) the type of operations of the provider or program owner. JBTV has substantial evidence regarding each of these factors.

Based on the Petitioner's research, closed-captioning JBTV would be cost prohibitive if Petitioner purchased the necessary equipment or contracted out for closed-captioning services. Petitioner uses his own funds and the assistance of dedicated volunteers to produce the show. There is very little revenue from corporate sponsors. As shown by his most recent tax returns, Petitioner has already incurred substantial losses producing JBTV. The added expense of closed-captioning the music video, talk show, public service, and concert segments of the show would be significant. The costs to produce the program would increase by 300 to 500 percent per show.

Additionally, Petitioner has no control over the content and production of music videos submitted to him by record companies and the public. Often these submissions are amateur videos made by local artists who lack funding necessary to close-caption their work. While

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Petitioner has requested closed-captioned video submissions in the past, only the large record companies have had the resources to provide such materials. Thus, the closed-captioning requirement would directly affect and prevent local artists from disseminating their work to the broader public.

As shown by the awards and media coverage, JBTV is a local icon with a long-standing history in Chicago. It is one of the few remaining television outlets where new artists can showcase their talents and have their music heard by a large and diverse audience. It is also one of the few outlets in which the artist is allowed to dictate the content of the show on which the artist appears. Absent an exemption from the closed-captioning requirement, JBTV will likely be forced to cease producing the show, to the detriment of Chicago area artists and residents.

As the FCC stated in its 1997 Report and Order, "the undue burden exemption is intended to be sufficiently flexible to accommodate a wide variety of circumstances for which compliance with our closed captioning requirements would pose a significant financial or technical burden." FCC 1997 Report and Order, 97-279, ¶ 198. JBTV has demonstrated that such flexibility is warranted here, given the uniqueness of its programming, status in the community, and the overwhelming financial burden that the closed-captioning requirements present under the circumstances.

#### 2. Exemption for Locally Produced Shows

Section 47 C.F.R. § 79.1(d)(8) exempts:

Locally produced and distributed non-news programming with no repeat value. Programming that is locally produced by the video programming distributor, has no repeat value, is of local public interest, is not news programing, and for which the "electronic news room" technique of captioning is unavailable.

The FCC has explained this exemption as one that applies to programs "produced on a very low budget basis, is not remunerative in itself, [and] is presented essentially as a 'public service,'" such as the broadcast of "local parades, local high school and other nonprofessional sports, live unscripted local talk shows, and community theatre productions." In addition, for the exemption to apply, the programming in question would have to be locally created and not networked outside of the local service area or market of a broadcast station or an equivalent area if produced by a cable system operator or other MVPD. JBTV satisfies each of these criteria with respect to its WJYS show.

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As described above, the WJYS version of JBTV is a locally produced program that broadcasts music videos created primarily by local artists, interviews featuring those artists, and some concerts filmed in the Chicagoland area. (See DVD of sample show, enclosed). JBTV is produced on an extremely limited budget. The WJYS program is viewed only in Chicago and its surrounding suburbs. Thus, the content of each WJYS show is primarily either (1) a local musical event; or (2) a video or program created by a local artist and/or unscripted interviews with various artists. Each weekly show is new and unique, and has significant public interest for the Chicago area given its focus on community events and people. Accordingly, the WJYS version of JBTV exemplifies the type of programming that Congress intended to exclude from the closed-captioning requirements in Section 47.C.F.R. § 79.1(d)(8).

Thank you for your consideration of this exemption request.

Very truly yours,

Man J. Curley

AFC/nsb Enclosures

cc: Gerald Bryant

www.chicagotribune.com/business/ct-biz-0528-office-space-jbtv-20120528,0,3766538.story

## chicagotribune.com

#### Office Space: Jerry Bryant of JBTV

Timing and opportunity are everything to owner, host and producer Jerry Bryant, who has interviewed and recorded more than 300 musical guests at his studios

By Kristin Samuelson, Chicago Tribune reporter

May 28, 2012

In his River North music TV studio, Jerry Bryant has created a house of opportunity for musicians and production crews.

The 60-year-old owner, host and producer of JBTV has been building his portfolio since 1984, when he began interviewing up-and-coming bands and producing shows for cable-access broadcasts. About five years ago he left a different River North spot to create his current space and bring his passion for music to a wider audience.

JBTV's studio houses a 5,500-square-foot soundstage and nationally broadcasts one-hour episodes of live performances, interviews and music videos by emerging and established artists Saturday night on NBC's "nonstop" digital network.



More than 300 bands have crossed Bryant's stage, including the Smashing Pumpkins, Bjork, Dave Matthews Band, Ok Go and the Plain White Ts.

"For the interviews here at JBTV, I don't like asking normal questions," Bryant said. "Let's just talk. I don't want to know anything about the bands. I'm not the music expert, I'm the music lover. I'm sort of the messenger, and I let the viewers decide."

Bryant thrives on offering opportunities to unpaid interns and volunteers who want to learn more about music, radio and TV. He draws students from DePaul University, Columbia College and Tribeca Flashpoint Media Arts Academy.

"The biggest problem nowadays is opportunity," Bryant said. "You've gotta just take it. If people don't have that one little chance, that one thing changes your career. It's all about being in the right place at the right time and seizing the opportunity."

Interns help light JBTV's soundstage for performances; shoot video on one of eight high-definition cameras; record live audio on a 24-track digital system in the audio room, which overlooks the studio; and edit video of band interviews or performances. Bands are greeted in a lobby decked out in black leather couches, a kitchenette, bookshelves of Emmys and other awards JBTV has received, plus red

walls covered with signed band paraphernalia.

In the corner of the lobby is a wheelchair signed by the late Layne Staley from Alice in Chains, nicknamed "Angry Chair" for one of the band's songs. It was the band's gift to JBTV for being one of the few shows to play its music early on.

"When MTV first started, it was like the Wild West of cable," Bryant said. "There was a freedom that was out there that is now gone. (JBTV was) there in the beginning playing the bands that needed help, like the Jeff Buckleys of the world, INXS and Dave Matthews Band. I wanted to make JBTV a show for the real artists, for people that are experiencing the music out there."

Some bands have told Bryant that JBTV kept them in music.

"(English rock vocalist) Peter Murphy told me that he spent all this money making this music video and nobody in America played the video except one show: JBTV," Bryant said. "He came in, and during an interview (in the mid-90s) told me, 'I was going to give up music, but because of just one show, we continued doing it."

"All these bands don't have a place until they get a little following, and then all of a sudden, 'Oh, maybe they're good enough for active radio following,'" Bryant said.

Bryant remembers his first opportunity: 1968 at WQFM-FM 93.3 radio in Milwaukee.

"I walked into the station, and this little 50-year-old guy running it says, 'Are you here for the job?' I guess nobody applied. And, of course, I go, 'Yeah!' and I started that day. If he wouldn't have said yes, I don't think I would have been in this business."

In his studio just beyond JBTV's soundstage, Bryant will edit interviews or performances on his Accom, a video editing system that sits below a dozen large, wall-mounted flat-screen TVs on which Bryant and his staff play back footage. Bryant said he has used the same editor since he started in the industry.

"I've edited 1-inch, 3/4-quarter-inch, all kinds of formats on this thing," Bryant said of the machine. "This has spanned the test of time because one thing that has never changed is timecode. Timecode's the most important thing because it is the basis for everything. Everything in TV is minutely timed."

Bryant appreciates the older technology. He still uses a 1-inch, reel-to-reel tape deck to play 27 years of archived interviews and performances, which he stores in the master control room next to his studio.

"What's funny is this machine is 20 years old and is one of the first formats of tape," Bryant said, pointing to the tape deck. "It still works perfectly. The brand new equipment is not even 2 years old" before it goes out.

His studio also serves as the green room for visiting bands, with a black leather sofa, signed trinkets from bands and a signed record display from Green Day after it sold 9 million copies of its "Dookie" album.

"They gave this to us because we were the first to play Green Day," Bryant said. "This was back when record labels used to care about stuff and would send out gold and platinum albums."

A Jerry Garcia stuffed doll that an intern tweaked to look like Bryant sits in the corner of his studio. Just

below it, Bryant has almost a dozen 2-liter bottles of Diet Coke under his desk. He drinks, on average, two a day to fuel him through the many all-nighters he pulls at the studio, which is a short commute from his home next door.

"I'm an obsessive-compulsive workaholic," Bryant said. "This whole thing's been a labor of love. In the old days we used to have corner drugstores, where the owner would live right above it. Those people worked the same hours I work."

Bryant's favorite part of the job is shooting bands' performances. While watching footage from a recent performance by Andrew W.K., Bryant was seen smiling broadly in one of the shots.

"I'm spoiled," Bryant said. "What other job can I run camera, can I edit, can I hear the audio? I mean, when I go to concerts, I'm usually in the pit running a TV camera, so to me that's the best thrill of all."

Between 75 and 100 people can attend a performance at JBTV's soundstage. Having such an intimate setting to interact with bands has given Bryant a behind-the-scenes perspective, especially on performers who can't get through a song on one take.

"The biggest problem with bands is the internals," Bryant said. "It's worse than a marriage. It's like having a family, and you're on tour 24 hours a day, and, oh by the way, you have to be creative together."

Though he said his bands are like children — he can't pick a favorite — some stand out: His visit with Joey Ramone of The Ramones, for example, was "one of the best," commemorated with a signed poster from the band hanging just above the black leather couch.

He recounted watching singer Tori Amos perform on his stage.

"An artist gets on a stage, and the talent just sort of starts flowing," Bryant said of Amos and others. "They get obsessed, they get into like a trance. I think the great performers, you see that a lot. They'll play a show, and right after they're passing out."

For more photos of JBTV, visit chicagotribune.com/jbtv.

ksamuelson@tribune.com

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CANTV gives every
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providing training,
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CANTV is about your
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For more information about Cap TV and how you can purifulpate, contact:

Chicago Access Corporation (312) 738-1400 cantivorg

Blodla Consact: Ed M. Koziarski savekoz Peartillink.net

# Longtime CAN IV producer uses music to warn of DUI dangers

Jerry Bryant, host of the alternative music series JBn, returned to his roots at CAN TV this holiday season for the "10th Annual JBtv Don't Drink & Drive Music Special".

For this year's five-hour special: on CAN TV19. Bryunt culled an entire program of live music from his expansive library of local concerts, featuring such acts as Wilco, Smashing Pumpkins, Midnight Oil, Local H. Radiohead, Train. Splendor, Soul Coughing, Loud-



Jerry Bryant (Left), interpleus, Himbit Secretary of State Jesse White on the 10th Annual JBro Dop't Drink & Drive Music Special

half of all drunk drating fatalines, according to Marti-Bellinschi.

Assistant to the Secretary of State for DII Prevention.

Henry is one of the best vehicles we have to much this

Drivers age 21-34 JBn s primary target audience are responsible for

Henry is one of the best vehicles we have to reach this hard-to-reach age group. Belluschi surys

Bettuschi has worked with Bry and on the annual CAN TV special strice 1989, when she was the executive director of MADD-Illinois.

mouth, and Marcy Playground:

Illinois Secretary of State Jesse White also appeared on the show along with representatives of sponsoring organizations Mothers Against Drunk Driving (MADD). Students Against Driving Drunk and the Alliance Against Intoxicated Motorists.

Bryant first became a fixture on the local music scene as producer and host of *The Jerry Bryant Show* on CAN TV. Since making the move to commercial television, Bryant has returned to CAN TV to produce the music special.

He recalls, "When we started doing this show not a lot of people were talking about" the dangers of drunk driving. "Now everybody's into it. But we try to be less heavy-handed, put a music-friendly spin on it."

Bryant has received an award from the National Commission Against Drink Driving for his role in the Don't Drink & Drive Special.

### **Carriery** Awards

I two CAN TV programs were honoged at the 1999 Cammy Awards held Nov. 12 at Naperville Community Television.

The Canniny Awards recognize the efforts of community access stations and producers throughout the Chicago metropolitan area.

Individual producer Cathi Watsor won a Cammy Award in the per formance category for Hollywood and the Whiz Kid Wol I", at episode of her series Ageless fo Life, which runs Thursdays at 5:30 p.m. of CAN TV19.

The summer Hottine 21 series Rotary One, hosted by Bill Popp was a finalist in the talk/interview category.

The series informed viewers about the work of Chicago's Remay On the founding chapter of the servic organization Rotary International





19. 21. 27. 36. 42.

FOR PAIMEDIATE RELEASE Detember 4, 2000 CONTACT: Ed M. Koziarski 312.738.1400 edmkoz@cantv.org

JBts Son Drink & Drive Music Special Sacretay Des 30 from Noon to 10 p.m. Cable Channel CAN TV19

Local alternative music gard Jeng Bryant brings (Integro cable audiences a ten-hour rock marginal and a serious message this holiday season on Chicago Access Network Television (CAN TV). The 11° Annual Thre Doo's friends Dirive Music Special runs from Noon to 10 p.m. Subjects, Doos 10 p.m. Subjects, Doos 200 p.m.

The music special features exclusive concent forming, nacioning Smishing Pumpkins\* shows from 1992 and 1999, as well as clips from Chicago special Green Checkelland Stabbing Westward\*, though with Radiohead, PJ Harvey, Dimesauch, Les Labors, Sont Asydum, The Verve, Bad Raligion, Betty Serveret, Buffalo Tom, and All.

The show also has interviews and videos from the Bine Meanies\* and Disturbed\* of Chicago, that Wheatus\*, New Found Glory, Goldfinger\* the Dandy Warhols, Queens of the Stone Age, that Pesidents of the United States of America, Mancy Playanning\*, Dester Freebish\*, and Strandardy.

All Types that you shouldn't drink and drive plus fans, get to see allot of music," Bryant Show," he advises fans, "because I won? The abject of this footage ever a see allot of this footage ever a see allot of this footage ever a see.

Majors Secretary of State Jesse White and DUI prevention staff also appear on the show. "We he shows bleased for the opportunity to work with Jerry White says. "Each year, his holiday will be seen to most creative program for impaired driving mevention. Messages from Jerry hands help remind youthful drivers that "safe and sober is the only way to drive. I know working together, we are saving lives."

The process of the process of the providing video training, facilities, the providing video training video trai

**.** 

Pon Illinois Secretary of State Jesse White (right) appears with host Jerry Bryant on the control of the Don't Drink & Drive Music Special, Noon to 10 Saturday, Dec. 30 on cable of TV19. "I know that working together, we are saving lives," White says.

the second these groups' segments on the show are available by request.

# chance for performers to have fun, be themselves

By Brenda Herrmann

p-and-coming rockstar Matthew Sweet is temporarily dumfounded by his first encounter with Jerry Bryant, the gray-haired bost of the Chicago-based "JBTV" video program.

Sweet, expecting an itinerary, has asked Bryant what he should do on the air and has been told, "Whatever you want—it's your show."

For Sweet, and a host of other music artists, doing whatever you want is a fairly new concept. The usual procedure is to be herded from video shoot to press interview to MTV promotion like so many cattle in an endless drive. They are asked the same questions over and over, they sing the same hit single and then it's on to the next promotion.

But on "JBTV"-whimsically named for the obvi-Jerry Bryant TV-anything goes. The featured performer can select videos to play, sing

acoustic or with a band or chat about anything he wants from music to politics.

"That's the whole idea of 'JBTV," says founder Bryant, 40. "It's a chance for the performers to have fun and be themselves. I'm not the focus of the show. I'm just a fan.

Bryant also has plenty of fans of his own. "JBTV" started four years ago as his "hobby" and aired only on cable-access channels.

Since then, it has been picked up by Joliet's WGBO-Ch. 66, which is available across Chicagoland,

Currently the half-hour show airs at 11:30 p.m. Saturdays on Channel 66 and at 9:30 p.m. Sundays and 11:30 p.m. Fridays on WOR. (An hour-long version still airs on Chicago access Channel 19 at 9 p.m. Fridays, 4 p.m. Sundays and 11 p.m. Tuesdays.)

In the biggest local coup of all, "JBTV" has recently begun cross-promoting with WXRT-FM 93.1 radio, bringing the program a new group of alternative music fans.

As of April, the show has also been available nationally, under the less-personal title of "USA Music Today." It airs in all 50 states and is especially popular in Fiorida, New York and California.

Although there are a variety of music-video programs available on cable-access channels across the nation, "JBTV" is the only one that has made it over to broadcast television. "The other broadcast music



Jerry Bryant takes a break with Indigo Girls Amy Ray (left) and Emily Saliers during a recording of the Chicago-based "JBTV" program.

pose. We weren't," Bryant notes.
In fact, "JBTV" wasn't really created for any purpose at all other than the fact that Bryant loves music and wanted to share some of his favorite new groups with the public.

A former deejay and a long-time TV afi-cionado and production editor, Bryant started "JBTV" while working at SuperSpots in Chicago, a company that creates television ads for radio stations.

When we were making these radio spots, we would use video clips in the ads and a lot of the record companies would send us whole reels of videos rather than just the ones we needed," Bryant explains. "A lot of the other videos I had never seen before. By that time, MTV had become so mainstream that they were only showing the same hit videos over and over and I thought it would be nice to have an outlet for these unknown artists. That outlet became 'JBTV,'

"I picked the videos I liked, put them together and, because we already had all the equipment and technology here at Super-Spots, we were able to create a smooth. well-edited program with fancy graphics and everything MTV has," he says.

"JBTV" offers more than MTV, according to Bryant, because it shows mre videos and has almost the same access to alternative stars. Guests of "JBTV" have ranged from young stars such as Sweet and the Indian

names such as Paul McCarmey, Ian Anderson of Jethro Tull and Soundgarden.

Now, with partners Michael Harnett and David Gariano, Bryant co-owns SuperSpots, 216 W. Ohio St., where he creates "JBTV." No longer a hobby, the SuperSpots partners consider the program one of their major business ventures—and so do the record companies.

"JBTV" is a must when one of our artists is in town," notes Gary Fisher, associate director of video promotion at Columbia Records in New York, "It's one of the most important video outlets I deal with. Their impact in the Chicago marketplace is tremen-

Bryant adds: "Our main competition is really MTV's alternative rock show '120 Minutes' and we beat it in the local ratings every week. They've been hurt here because of us."

For the most part, however, Bryant doesn't put much stock in the ratings

but rather gauges his show's reach by phone calls and fan mail. "We have a big cult following but they aren't the sort of people who would have a Nielsen box in their house," he says.

He also doesn't participate in fancy mar-ket research, consult the Billboard charts or hold meetings among vice presidents to pick

which groups to air.

"It's still all based on what I like and want to play," he says, noting with some pride that some of the bunds he picked early on, such as Midnight Oil and Pearl Jam, have now met with impressive commercial success

According to Harnett, who handles more of the business transactions of the show, one recent of all area TV viewers are watching "JBTV" during its slot on Channel 66.

We have a huge following here and it's growing across the country," Harnett says. We've run national contests and had phenomenal response. For example, we run one where we got 700 phone calls within the hour."

in fact, "JBTV" eventually had to disconnect its request line because the volume was too overwhelming for its staff to handle.

"I think people are attracted to 'JBTV' partially because of the mix of music and partially because of Jerry," Harnett says. "Jerry's not a phony or a pretty boy, he's just a fan who likes these groups. The viewers like to think of

#### the corer

#### **Same**

with the state of wild host one.

Rivent hosting a TV show is any integlamorous. He works 18 b near & day (the studio hands all-regrously to this) taping, editing menting graphics for the program completing similar tasks for the registering

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The descention in one. relicameramen in one.

wish of ceven people regularly The the show, including music son Temp Fields sound engineer music conderamen Benton Bull-de Bandersman Mark Zurawiec. rapid reporting of Charles Constitution

After several hours of songs, conve sation and just joking around with Bryant and the staff, the taping of the next edition of "IBTV" is completed and Sweet and the indigo Girls are almost reluctant to leave. This was really fun. Sweet notes. "Really cool."

# Nothing Sleeps Like A Bar

# SAFETAL SOC

# 

QUEEN POSTURE **JUTHMATE PILLOW** FIOR MATTRESS SET. Ong. 949.95.

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### Parallers for another 'Classic Weekend

eams in November, CBS will by 'Sassir Weekend III," part potastic waries of retrospec-Burnett Show 25th and The Andy Replies Special."

The diding with this one, the second structure of just going down the second showing clips," ing Phisone will include and Burnett Show 25th

"We have the gang coming back and we're doing him sketches. We are going to do him Mama and Eunice. We are doing a new Mr. Tudball and Mrs. Wiggins—the dumb secretary and his boss."

The cast from The Andy Griffith Show," however, will not appear as their characters and his boss.

their characters, but Griffith will host a show featuring old clips and some new material.

From Tribune wire services



Fullifiate available of the following SCPeansy Statest

Page 1 of 3

May 200



#### **FEATURES**

Duran Duran

Inzane

Bacon Brothers

Xtra! Xtra!

Diffuser

WishBone Ash

Departments

Sonnbox

Professional Release

Crawling the Web

Teen Scene

From the Desk of....

Moncert Guide

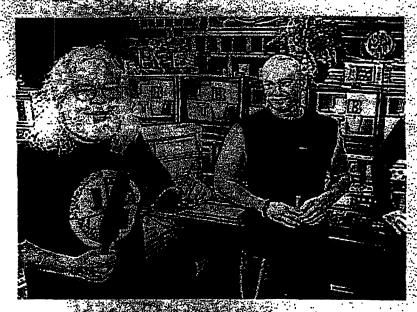
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Linkstry Report

orts&Music Con...

# THE MARKING BEING THE MINISTER OF THE PARTY OF THE PARTY

by Repul Hapidas



DEFENDERS OF THE LOCAL SCHNE: Part One

We all know them best as champions in the fight to maintain a local force in the music and entertainment industry.

They half from both coasts and everywhere in between, choosing the character building aventher and blue collar industries of the third coast over the hazy extransi society of The Angels or the infested concrete Mecca of the Big Apple.

Their reasons for emaining may be different, but they all share a common band. Keeping the local music scene alive and well.

Street Beat

BEAT HOME

Our first look into this stable of Chicago's cultural guardians will focus on the wonderful world of local television programming

For several decades television around the country has allowed a local voice to be heard. Today that voice is louder than ever, as capital access, leased access, and broadcast stations have come to provide a variety of different options for local music related programming.

Local television has proven to be a valuable medium for exposing fiedgling artists, community concert events, and music industry related companies. Music video shows are sprinkled throughout the country on local levels; many have been around as long as or longer than MTV.

Chicago has been blessed with several such local programs, which have become quite successful on a local and national level. Amng the leading televised programs is JBTV, a hour video showcase featuring arrist interviews and local concert foolage.

Owned and operated by Jany Bryant, ISTV has come to be one of most widely recognized independent video programs in the country. Having gained mining in both L.A. and New York, IBTV has surfed across the singular Midwest since 1984 and boasts one of the largest libraries of music in the world.

In a recommendative this should based studio, Jerry shared with me some office personal diston for Chicago's music scene and his feelings toward it. Among his must passionate views is the need for local radio and tide as idnoting reminers to "mix it up."

Jerry sees most confineral media as capital-driven programming that plays the same tell songs over and over again. A mere glimpse of his own programming efforts would attest to his ability to take viewers on a virtual taller coasteraide moving swiftly from local rocksters to poetic sonners without blinking.

His laid back and importusive demeanor allows musicians to get off the beaten path of the E-bio's that are common to most mainstream interviews. Perhaps this is why so many artists look to Jerry to assist in helping them break out.

JBTV could have already become a commercial cash cow if indeed that were its owner a priority. Instead, Jerry considers JBTV to be his labor of love, preferring to keep his gem out of corporate reach.

Check out IBTV on Channel 62 WJYS at 11pm Wednesdays, Channel 25 "Chicago Loop" at 8pm Thursdays and 7pm Mondays. IBTV also airs on various cable stations throughout the area. Call (312) 751-8999 for more programming info.





**Single of the Winds of the Win** 

# JBTV airs another view of rock video

Inty 29, 2001

Tex Virginia, there is an alternative: Meet the "JB" of JBTV.

warry Bryant is the Bizarro World version of Carson Daly. If you've ever spent any time channel inding Chicago-area television, you've encountered the hyperactive Jerry Garcia lookalike as he interestive stically thrusts his boom mike in the face of some hapless young rocker. And you've firefably lingered on JBTV long enough to see some cool video that would never be played anywhere

Minum s hourlong music video show airs every Wednesday at 11 p.m. on WJYS-Ch. 52, as well as at continue other times on several local cable systems. Humble though its resources may be, for lovers of context of the co

Especie with Bryant and his producer, Armando

Zapata, to get their reactions to MTV's 20th birthday
koopla.

Do you see JBTV as an alternative to the MTV
yidnolith? With too few exceptions, if you want music
small you have to go to one of the stations they
control.

Manager think the record labels like and appreciate what we do, but we're never going to be able to have the infilitions of viewers that MTV has. So it's not like every day, they're the enemy and we're trying to infinite them down. But I know that what Jerry does, so thinks that JBTV is like a great radio station, and in picks the songs not because they've been reached or anything else, but because they're great passive and he wants to play something that you're not gening to hear anywhere else.

review Remember FM radio when it first came on? A many price of music would come in that day and they'd note in the air—not one cut but maybe a couple of

#### MTV Timeline

July 29, 2001

#### By Misha Davenport

August 1, 1981, 12:01 a.m.

Music Television-or MTV-begins broadcasting from a temporary studio in New Jersey with the video "Video Killed the Radio Star," by the British duo The Buggles. Nina Blackwood, Mark Goodman, Alan Hunter, J.J. Jackson and Martha Quinn are the first VJ's.

December 31, 1981 MTV broadcasts its first "New Year's Eve Rock 'N' Roll Ball."

March 1982

"I Want My MTV" television ad campaign debuts, urging viewers to request the channel from their local cable company. David Bowie, Mick Jagger and Cyndi Lauper are among the musical celebrities to appear in the ads.

curs—because it meant something to the audience.

Now, the average program director is too afraid of losing their job in these corporate companies to make any kind of decisions.

The problem with television now is that if you just play music videos, you get not the greatest ratings. Even my show, if I do a show that's got a lot of talk and not much music, it will get a better rating than a show that's 99 percent music. My show is all about the music, and I refuse to change that. But we just reran the show with Joey Ramone, and he talked for like 30 minutes straight. More people have told me over the last week that they liked that show, but it had maybe six songs over the course of the whole hour, and normally I like to do 12 to 15 songs.

Q. Do you ever have a hard time getting videos from the music industry because it wants to avoid ticking off MTV?

Bryant: I haven't found any problems with that. But a good example of something else is Incubus. They had the song "Certain Shade of Green," their first video, and MTV didn't really play it, but we did. The second video that came out, MTV got it first, despite [our support]. Or the Moby song, "That's When I Reach for My Revolver"—MTV demanded that he re-record that and change the lyrics. He came on our show and was complaining about it, and within a week, MTV had him on all the time.

Zapata: We just think it's funny that they don't touch certain artists, and all the sudden it's like they've discovered them after we've been playing them for months and months. We find it amusing.

Q. Do you think that MTV is a monopolistic force in the music world?

Bryant: It's just like radio stations now-like Clear Channel owns venues and concert promotions and stuff like that. It's all part of the corporate thing, and it's what America has turned into. But I think the individual shows, the individual people throughout the country are going to still make it happen. There are plenty of local shows in this city and throughout the whole country.

Zapata: Another thing we find amusing, though, is

March 31, 1983 Michael Jackson's video Sear opremiere.

December 1983

MTV scores another coup, debut at any Jackson's 14-minute video for "Thillies"

September 1984

MTV Video Awards come into existence.

Madonna, Tina Turner and ZZ Top are his a
few of the artists who perform. The Cars take
home the video of the year award for "You
Might Think."

July 1985

MTV's 17 hours of coverage of LIVE AID a concert with proceeds going toward African famine relieve, includes both the Led Zepplin and The Who reunions.

March 1986

MTV first airs live coverage from spring break.

May 1986

"Downtown" Julie Brown is named VJ, the first since the original five in 1981.

October 1987

MTV ventures into news coverage with "This Week in Rock."

December 1987

MTV airs its first game show, "Remote Control": testing contestants' TV knowledge.

February 1988

Kurt Loder, a former editor of Rolling Stone magazine, joins the MTV news department, bringing with him a healthy dose of journalistic credibility.

June, 1988

"MTV internacional," a weekly hourlong version of MTV in Spanish, begins airing on Telemundo.

August 1988

"YO! MTV Raps" airs as a weekly show featuring rap music, it is so popular, it soon begins airing Monday through Friday.

March 1989

Madonna's video for "Like A Prayer" has its world premiere. The controversial images end

that people who do have access shows still play the mainstream stuff—the same stuff that MTV is playing.

Bryant: We've even seen some access shows copy our playlist. I'm going, "Why don't they play other stuff? There's plenty out there!" We get like 50 or 60 videos a week here sometimes.

#### Q. How do you choose what you play?

Bryant: First, I take away the boy groups and the popstuff, and I try to play the bands that are alternative, modern-rock, in the middle there. Sometimes I'll play something like the new Cowboy Junkies video because [singer] Margot [Timmons] is a good friend of ours, and though it's a little slower and a little out of our format now, she's an artist that deserves airplay, and I don't know if VH1 or any of the other stations are going to bother with it.

O It seems to me that the whole concept of rock videos is flawed--that these three-minute commercials have taken away something powerful in rock. The stiff that I like best on JBTV tends to be the concert floorage that you shoot live. Would you agree?

Bryant: Absolutely! Most bands aren't crazy about making videos to begin with, but the spontaneity of the live thing. What's nice about a live concert is that things happen in concerts. They're not technically perfect, and those little things that happen are what makes them magic. Again, it gets down to the music.

Zapata: A lot of it too is that the record companies hire threctors who they know will get on MTV, whether it's Wayne Isham or someone like that.

You're hiring someone who isn't a musician, someone who isn't totally into the scene, someone who's trying to win an award instead of going for the gut. All those live things—I was watching the Beatles' "Anthology" the beatles and raw, it came from the gut, which is where music should come from.

Bryant: Litriak bands could do songs that have six difficient videos, but a lot of times they spend so much money that they're afraid to experiment. I don't think wideos hive in cost that much. It's fanny, we just shot for MTV's 20th anniversary celebration the Blink-182 because it in Tweeter Center. We had six cameras

up costing Madonna ner gig as a Pepsi spokesperson.

November 1989

WIV is there to broadcast the first live feed from East Berlin as the Communist government and the Berlin Wall both crumble.

January 1990

The acoustic music series "MTV Unplugged" premieres

June 1991

MTV ventures into original animated programming with "Liquid Television." The show features animated shorts, including a pair of teeriagers named "Beavis and Butt-head."

May1992:

When an original soap opera proves to be cost prohibitive, the channel has seven strangers share a New York apartment for three months and films their every move. The Real World" creates both a sensation and a lucrative new genre-reality television.

June 1992

The first annual "MTV Movie Awards" airs, featuring unusual categories like "Best Kiss" and "Most Desirable Male:"

Presidential candidate Bill Clinton fields questions from two hundred 18-24 year-olds in the first of several election forums.

October-November 1992

Vice Presidential nominee Af Gore, President George Bush and presidential nominee Ross Perot all appear on the astwork at some point.

January 1993

MTV sponsors an inaugural ball for President Clinton. Both the Olintons and the Gores attend.

March 1993

Beavis and Buit-head get their own show, highlights include Beavis waxing apathetically "This sucks more than anything that has ever sucked before." XXXX

May 1994

and Thomse Chicago's first FETV video shoot, and it still cost a fraction of the average MTV video I was doing that for the record company, though, so it wasn't like working for the competition.

What if MTV came to you and said, "Jerry, we want you to be the next Matt Pinfield!"?

Bryant: No way! And what happened to Matt Pinfield, anyway? He was one of the few people who had integrity, who knew music, and who really cared. It's just hard to do that kind of stuff in these narrow formats.

#### Jim DeRogatis

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or redistributed.

In the wake of Nirvana frontnen Kutt Schalus acicles, WTV airs special programming with rare performances, videos and fan reactions from around the world.

#### August 1994

MTV denotes a weekend to live coverage from the Woodstock '94 Festival.

#### June 1995

Chicago native Jenny McCarthy jump statis her career when she co-hosts "Singled Out," a new twist on the old dating game.

#### July 1995

It's "The Real World" in a motor home! "Road > Rules" has five strangers traveling across the country, tackling a series of adventures and winning fabulous prizes.

#### June 1996

The MTV Movie Awards hit a high note with parodies of movies in the Best Movie category. Highlights include the cast of "The Bob Newhart Show" performing scenes from "Braveheart" and "The Golden Girls" taking on scenes from "Clueless."

#### **July 1986**

MTV Productions' first feature film, "Joe's Apartment," opens in theaters. Made for \$13 million, it grosses a mere \$4.6 million domestically. August 1996

MTV gets back into the business of actually showing videos with the launch of its sister station, MTV2

#### December 1996

"Loveline," a late night call in show about love, sex and infiniacy premieres, making television stars of hosts Adam Carolla and Dr. Drew Pinaky.

#### January 1997

Paris. New York. Milan. Lawndale: "Daria," a cartoon about a smart, sarcastic and cynical teenager premieres.

#### May 1997

Fleetwood Mac reunite to tape an exclusive concert for MTV.

#### September 1997

MTV onens its new studios in Times Souare



#### Saturdays: April, 2012 Broadcast schedule

Chicago WMAQ 5.2

7PM - JBTV :: NBC Chicago Nonstop :: Chicago Digital Channel 5.2 | Comcast 252 and 341 | RCN 50 | WOW! 130 |

check your local listings

8PM - JBTV :: NBC Chicago Nonstop :: Chicago Digital Channel 5.2 | Comcast 252 and 341 | RCN 50 | WOW! 130 |

check your local listings

#### **National NBC Premiere 10pm Saturday Night**

10PM - JBTV :: NBC Nonstop :: Chicago Digital Channel 5.2 | Comcast 252 and 341 | RCN 50 | WOW! 130 | check your local listings below:

#### New York / New Jersey / Connecticut

Digital TV - Channel 4.2 Time Warner - Channel 161 Cablevision - Channel 109 Cablevision in Conn. - Channel 118 RCN - Channel 28 Comcast in NJ and Conn. - Channel 248 Verizon FIOS - Channel 460

#### Philadelphia / South Jersey / Delaware

Digital TV - Channel 10.2 Comcast - Channel 248 Verizon FIOS - Channel 460

#### Washington D.C. / Maryland / Northern Virginia

Digital TV - Channel 4.2 Comcast - Channel 208 Cox - Channel 803 RCN - Check Local Listings Verizon FIOS - Channel 460

#### **Chicago**

Digital TV - Channel 5.2 Comcast - Channel 341 RCN - Channel 50 WOW - Channel 130 Verizon FIOS - Channel 460

JERRY@JBTVONLINE.COM 318 W Grand Chicago, II. 60654 Phone (312) 670-2666 x12 Fax (312) 329-9177 • Page 2 June 25, 2012

#### **Los Angeles**

Digital TV - Channel 4.2 Time Warner - Channel 225 Cox - Channel 804 Charter – Channel 304 Verizon FIOS - Channel 460

#### San Jose / San Francisco / Bay Area

Digital TV - Channel 11.2 Comcast Digital Cable - Channel 186 Verizon FIOS - Channel 460

#### San Diego

Digital TV - Channel 39.2 Time Warner -- Channel 253 Cox -- Channel 107 Verizon FIOS - Channel 460

#### Dallas / Ft. Worth

Digital TV - Channel 4.2 Time Warner - Channel 365 Charter - Channel 105 Grande - Channel 280 GEUS - Channel 126 OneSource - Channel 801 Verizon FIOS - Channel 460

#### Miami / South Florida

Digital TV - Channel 6.2 Comcast/Xfinity - Channel 216 Atlantic Broadband - Channel 650 Advanced Cable - Channel 133 Verizon FIOS - Channel 460

#### Sundays: WMAQ 5.2 Chicago

7PM - JBTV :: NBC Chicago Nonstop :: Chicago Digital Channel 5.2 | Comcast 252 and 341 | RCN 50 | WOW! 130 |

check your local listings

8PM - JBTV :: NBC Chicago Nonstop :: Chicago Digital Channel 5.2 | Comcast 252 and 341 | RCN 50 | WOW! 130 |

check your local listings

#### Wednesdays: WJYS 62 Chicago

11PM - JBTV :: Chicago Dish Network Channel 62 | DirecTV Channel 62 or 972 | Comcast Channel 18 | RCN Channel 10 | AT&T U-Verse Channel 62 | Broadcast TV Channel 62

3610

# BEFORE THE FEDERAL COMMUNICATIONS COMMUSSION

			)	
In Re:	JBTV,		)	No. CGB-CC-0024
		Petitioner.	)	
•			,	

#### AFFIDAVIT OF GERALD BRYANT

Gerald Bryant, being duly sworn on oath, deposes and states as follows:

- 1. I am the producer of JBTV, a music video and talk show. I have personal knowledge of the matters addressed in this Affidavit.
- 2. All of the facts set forth in Part I of the updated Supplemental Petition submitted herewith are true and correct, and the attached exhibits are true and correct copies of tax returns, sample JBTV shows and news articles related to JBTV.

"OFFICIAL SEAL"

Kyle J. Lancaster

Notary Public, State of Illinois

Cook County

My Commission Expires Sept. 1, 2014

Gerald Brant

Subscribed and sworn to before me this 25 day of June 2012.

Notary Public

----- Original Message -----Subject: RE: NBC Tapes and Thumb Drives Date:Mon, 11 Jun 2012 14:01:24 -0500 From:Piacente, Matt (NBCUniversal) < matt.piacente@nbcuni.com> To: Jerry Bryant < Jerry@JBTVonline.com> Hey Jerry.. we are not required to close caption on Nonstop .. and don't right now. ----Original Message----From: Jerry Bryant [mailto:Jerry@JBTVonline.com] Sent: Monday, June 11, 2012 1:25 PM To: Piacente, Matt (NBCUniversal) Subject: Re: NBC Tapes and Thumb Drives What is the latest we can get the NEW shows to you this week? I need the tapes and drives to dub them to. Also, any updates for the Closed-Captioning request from the FCC. I'm filing a request to get an exemption for JBTV. Jerry On 6/11/2012 1:18 PM, Piacente, Matt (NBCUniversal) wrote: > Hey Jerry.. waiting on the package of tapes that were returned.. > hopefully back today.. I'll email you when they arrive. > ----Original Message----> From: Jerry Bryant [mailto:Jerry@JBTVonline.com] > Sent: Monday, June 11, 2012 1:15 PM > To: Piacente, Matt (NBCUniversal) > Subject: NBC Tapes and Thumb Drives

> Hi Matt, Can we pick up all the NBC tapes and the thumb drives for the

## **QUOTATION PROFORMA**



**ISSUING OFFICE:** Link Electronics, Inc. Home Office 2137 Rust Ave. Cape Girardeau, MO 63703 Phone: (573) 334-4433 FAX: (573) 334-9255

Jerry Bryant Jerry Bryant TV, Inc.

312-670-2666 x 12

EMAIL: sales@linkelectronics.com

PHONE CELL# **EMAIL** 

jerry@jbtvonline.com

			QUOTE#	061912-482	
Terms of Sa	le:Net 30	Delivery, 1 week, FOB Cape Girardeau MO:			
ri lyto	rem l	DESCRIPTION	LIST FACE	COST EACH	

QTY	ITEM	DESCRIPTION	LIST EACH	COST EACH	
1	HDE-3000	High Definition Closed Caption Encoder, Sub-title Generator	\$7,500.00	\$6,000.00	\$6,000.00
		Shipping not included			
				TOTAL	\$6,000.00

			TOTAL	\$6,000.00
Authorization:	Dave Aufdenberg  Dave Aufdenberg	<del></del>	Date:	19-Jun-12
Acceptance:	Signature	<del></del>	Date:	
Printed Name/Title:	Signature			

## Form **1120S**

Department of the Treasury Internal Revenue Service

#### **U.S. Income Tax Return for an S Corporation**

Do not file this form unless the corporation has filed or is attaching Form 2553 to elect to be an S corporation.
 ► See separate instructions.

OMB No. 1545-0130

2010

		eridar year 2010 or tax year beginning , 2010, ending ,			
Α	S election	n effective date	D Employer identification number		
	1/0	14/2001	36-4405099		
В	Business	activity, code TYPE JERRY BRYANT TV, INC.	E Date incorporated		
_	number 7115	cactivity code (See instrs)  OR 318 WEST GRAND 4TH FLR  OR CHICAGO IL 60610	11/29/2000		
_			F Total assets (see instructions)		
С	attached	Sch M-3	•		
_			\$ 264,056.		
G	Is the co	rporation electing to be an S corporation beginning with this tax year? Yes X No If 'Yes,' attach Form 2553	if not previously filed		
Н	Check	if: (1) Final return (2) Name change (3) Address change			
•••		(4) Amended return (5) S election termination or revocation			
			<b>L</b> 1		
<u> </u>		the number of shareholders who were shareholders during any part of the tax year			
Ca		nclude <b>only</b> trade or business income and expenses on lines 1a through 21. See the instructions for mo			
	1a (	Fross receipts or sales			
į	2 (	Cost of goods sold (Schedule A, line 8)	2 107,608.		
N	3 (	Gross profit. Subtract line 2 from line 1c	3 142,375.		
ŏ	,	Net gain (loss) from Form 4797, Part II, line 17 (attach Form 4797)			
M					
Ε		Other Income (loss) (see instrs — att statement).			
		Total income (loss). Add lines 3 through 5			
	7 (	Compensation of officers	7		
_	8 9	Salaries and wages (less employment credits)	8		
Þ		Repairs and maintenance			
D E D					
U	l .	Bad debts	10		
C		Rents	11 70,072.		
Ţ	12 7	axes and licenses	12 2,700.		
ò		nterest	13 30,475.		
Ň		Depreciation not claimed on Schedule A or elsewhere on return (attach Form 4562)	14 45,862.		
S		· · · · · · · · · · · · · · · · · · ·			
e	I	Depletion (Do not deduct oil and gas depletion.)	15		
S E E		Advertising	16 1,157.		
E	17 F	Pension, profit-sharing, etc, plans	17		
Ţ	18 E	Employee benefit programs	18		
N S T		Other deductions (attach statement)			
F	4				
R S		Total deductions. Add lines 7 through 19			
	21 (	Ordinary business income (loss). Subtract line 20 from line 6	<b>21</b> -117, 356.		
_	220 5	excess net passive income or LIFO recapture			
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^			PATE AND ADDRESS OF THE PATE A		
Α		dd Ines 22a and 22b (see instructions for additional taxes)	22 c		
N	23a 2	010 estimated tax payments and 2009 overpayment credited to 2010			
D	ьт	ax deposited with Form 7004			
P		Credit for federal tax paid on fuels (attach Form 4136)			
Α	1	Add lines 23a through 23c	23d		
Y	<b>{</b>				
M	24 E	Estimated tax penalty (see instructions). Check if Form 2220 is attached	24		
E	25 A	mount owed. If line 23d is smaller than the total of lines 22c and 24, enter amount owed	25 0.		
T	26 C	Overpayment. If line 23d is larger than the total of lines 22c and 24, enter amount overpaid	26		
S		inter amount from line 26 Credited to 2011 estimated tax  Refunded	27		
	٠, د	<del>                                     </del>	<del></del>		
۸.		Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best belief, it is true, correct, and complete. Declaration of preparer (other than taxpayer) is based on all information of which preparer has a	t of my knowledge and ny knowledge.		
Sig	jn		May the IRS discuss this return		
He	re	PRESIDENT & CEO	with the preparer shown below		
		Signature of officer Date Title	(see instructions)?		
		Destruction and Description 19	X Yes No		
		Print/Type preparer's name Preparer's signature Date Check	If PTIN		
Paid	4	STUART B. GILMAN self-employ	red P00078451		
	a parer	Firm's name ► LERMAN BOUDART & ASSOCIATES, LLP Firm's EIN ►	36-3914756		
	Only				
	•	(212) 201-0000			
_		CHICAGO, IL 60661-5770 Phone no.	(312) 201-8999		